

## REMARKS

### STATUS OF THE CLAIMS

Applicants have cancelled Claims 5, 7-13, 25, and 28-111. Claims 1-4, 6, 14-24, 26-27, and 112-125 are pending. Applicants respectfully request reconsideration and allowance of the pending claims.

### SPECIES ELECTION

Applicants respectfully submit that pending Claims 1-4, 6, 14-24, 26-27, and 112-125 are readable on elected Species VIII.

### SUPPORT FOR NEW CLAIMS

#### Dependent Claims 112 and 113

Applicants respectfully submit that Claims 112 and 113 are supported by the original disclosure of the great-grandparent application (Application Serial No. 08/602,241; now U.S. Patent No. 5,800,568; hereinafter "the '568 Patent") and entitled to a priority date of February 16, 1996. Applicants have provided below citations to the specification of the '568 Patent that provide support for each claim limitation. Dependent Claims 112 and 113 are supported by the specification of the '568 Patent as follows:

112. The prosthetic walking system of claim 1, wherein the means for limiting limits rotation of the upper leg away from the lower leg about a medial/lateral axis. *See '568 Patent*, Abstract; Figure 3; col. 3, lines 25-45 (medial/lateral axis 34).

113. The method of claim 26, and further comprising limiting the rotation of the upper leg away from the lower leg about a medial/lateral axis with the means for limiting. *See '568 Patent*, Abstract; Figure 3; col. 3, lines 25-45 (medial/lateral axis 34).

In light of the above, Applicants respectfully submit that Claims 112 and 113 are supported by the original specification of the '568 Patent as filed on February 16, 1996. Thus, dependent Claims 112 and 113 are allowable.

Dependent Claims 115, 116, 121, and 122

Claims 115, 116, 121, and 122 are supported in the specification of the '568 Patent as follows:

115. The prosthetic walking system of claim 114, wherein the limit device includes a limit strap. *See '568 Patent*, Abstract; Figure 3; col. 3, lines 38-45 (limit strap 36).

116. The prosthetic walking system of claim 115, wherein the limit device includes a tensioning device. *See '568 Patent*, Abstract; Figure 3; col. 3, lines 38-45 (e.g., insert nut 20 and cam lobe 46).

121. The method of claim 120, and further comprising providing a limit device including a limit strap. *See '568 Patent*, Abstract; Figure 3; col. 3, lines 38-45 (limit strap 36).

122. The method of claim 120, and further comprising providing a limit device including a tensioning device. *See '568 Patent*, Abstract; Figure 3; col. 3, lines 38-45 (e.g., insert nut 20 and cam lobe 46).

In light of the above, Applicants respectfully submit that Claims 115, 116, 121, and 122 are supported by the original specification of the '568 Patent as filed on February 16, 1996. Thus, dependent Claims 115, 116, 121, and 122 are allowable.

Dependent Claims 118, 119, 124, and 125

Claims 118, 119, 124, and 125 are supported in the specification of the '568 Patent as follows:

118. The prosthetic walking system of claim 117, wherein the strap includes at least one non-resilient flexile material. *See '568 Patent*, col. 3, lines 29-34 (e.g., Kevlar®, nylon, or phenolic fiber material).

119. The prosthetic walking system of claim 117, wherein the strap includes at least one resilient flexile material. *See '568 Patent*, col. 3, lines 34-37.

124. The method of claim 123, and further comprising providing a strap including at least one non-resilient flexile material. *See '568 Patent*, col. 3, lines 29-34 (e.g., Kevlar®, nylon, or phenolic fiber material).

125. The method of claim 123, and further comprising providing a strap including at least one resilient flexile material. *See '568 Patent*, col. 3, lines 34-37.

In light of the above, Applicants respectfully submit that Claims 118, 119, 124, and 125 are supported by the original specification of the '568 Patent as filed on February 16, 1996. Thus, dependent Claims 118, 119, 124, and 125 are allowable.

CONCLUSION

Applicants have provided citations to the specification of the '568 Patent for the limitations of the dependent claims presented in response to the Office action mailed February 11, 2004. It is important to note that the citations provided are not necessarily the only support provided in the '568 Patent for the claimed subject matter. In addition, the specification of the current application provides additional enabling disclosure for the claimed subject matter.

Appl. No. 10/082,678  
Response dated November 22, 2004  
Reply to Office action of September 21, 2004

In view of the foregoing, Applicants respectfully request entry of the amendment and allowance of pending Claims 1-4, 6, 14-24, 26-27, and 112-125.

Respectfully submitted,

A handwritten signature in black ink, reading "Raye Lynn Daugherty". The signature is written in a cursive, flowing style.

Raye L. Daugherty  
Reg. No. 47,933

Docket No. 092246-9035-03  
Michael Best & Friedrich LLP  
100 East Wisconsin Avenue  
Milwaukee, Wisconsin 53202-4108  
(414) 271-6560